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DEC 20 2004

OFFICE OF PETITIONS

In re Application of	:	
Elliott S. Klein, Alan T. Johnson,	:	
Andrew M. Standeven, Richard L.	:	
Beard, Samuel J. Gillett, Tien T.	:	
Duong, Sunil Nagpal, Vidyasagar	:	
Vuligonda, Min Teng, Roshantha A.	:	DECISION REFUSING
Chandraratna	:	STATUS UNDER § 1.47(a)
Application No. 09/685,828	:	
Filing Date: October 10, 2000	:	
Attorney Docket No. 17171 CIP4DIV	:	

This is in response to the petition under 37 CFR 1.47(a), filed June 23, 2004.

The petition under 37 CFR 1.47(a) is **DISMISSED**.

Rule 47 applicant is given TWO MONTHS from the mailing date of this decision to reply, correcting the below-noted deficiencies. Any reply should be entitled "Request for Reconsideration of Petition Under 37 CFR 1.47(a)," and should only address the deficiencies noted below, except that the reply may include an oath or declaration executed by the non-signing inventors.

Failure to respond will result in abandonment of the application.
Any extensions of time will be governed by 37 CFR 1.136(a).

A grantable petition under 37 CFR 1.47(a) requires: (1) proof that the non-signing inventor(s) cannot be reached or refuses to sign the oath or declaration after having been presented with the application papers (specification, claims and drawings); (2) an acceptable oath or declaration in compliance with 37 CFR 1.63; (3) the petition fee; and (4) a statement of the last known address of the non-signing inventor(s). The instant petition does not satisfy requirement (2).

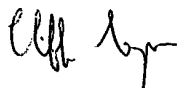
As to requirement (2), petitioner has failed to submit an oath or declaration in compliance with 37 CFR 1.63. The declaration does not contain the citizenship of inventor Standeven.

Further correspondence with respect to this matter should be addressed as follows:

By mail: Mail Stop Petitions
 Commissioner for Patents
 P.O. Box 1450
 Alexandria VA 22313-1450

By FAX: (703) 872-9306
 Attn: Office of Petitions

Telephone inquiries concerning this decision may be directed to the undersigned at (571)272-3207.



Cliff Congo
Petitions Attorney
Office of Petitions